



Tuesday
November 28, 1995

Part XXVI

**General Services
Administration**

Semiannual Regulatory Agenda

GENERAL SERVICES ADMINISTRATION (GSA)**GENERAL SERVICES
ADMINISTRATION****41 CFR Chs. 1, 101, 105, 201, 301, 302,
303, and 304****48 CFR Ch. 5****Unified Agenda of Federal Regulations****AGENCY:** General Services
Administration (GSA).**ACTION:** Semiannual agenda.**SUMMARY:** This agenda announces the
proposed regulatory actions that GSA
plans for the next 12 months and those

that were completed since April 1995. This agenda was developed under the guidelines in an Office of Management and Budget memorandum dated August 2, 1995. GSA's purpose in publishing this agenda is to allow interested persons an opportunity to participate in the rulemaking process. GSA also invites interested persons to recommend existing significant regulations for review to determine whether they should be modified or eliminated.

FOR FURTHER INFORMATION CONTACT:
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Correspondence Management Branch,
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SUPPLEMENTARY INFORMATION:**GSA's Regulatory Plan**

For this edition of GSA's regulatory agenda, the most important significant regulatory actions are included in The Regulatory Plan, which appears in Part II of this issue of the Federal Register. The Regulatory Plan entries are listed in the Table of Contents below and are denoted by a bracketed bold reference, which directs the reader to the appropriate Sequence Number in Part II. Marlene Johnson,
*Associate Administrator for Management
Services and Human Resources.*

Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3830	Reissuance of the General Services Administration Acquisition Regulation (GSAR) (Reg Plan Seq. No. 136)	3090-AE90
3831	Qualifications of Employees Working on Building Service Contracts	3090-AF46
3832	Federal Supply Schedule Contracts—Cooperative Purchasing (Reg Plan Seq. No. 137)	3090-AF68
3833	Amendment of FIRMR Provisions Regarding Local Telecommunications Service	3090-AF81
3834	Amendment to Revise the FIRMR to Reflect FAR and Other Changes	3090-AF82
3835	Amendment to Revise FIRMR Provisions to Reflect GSA Organizational Changes	3090-AF84

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3836	Disclosure and Use of Proprietary Information	3090-AF47
3837	Implementation of Federal Acquisition Streamlining Act (Reg Plan Seq. No. 138)	3090-AF51
3838	Miscellaneous Changes	3090-AF80
3839	General Services Administration Acquisition Regulation; Implementation of FAC 90-31 (GSAR 5-403)	3090-AF85
3840	Federal Travel Regulation (FTR) Amendment (Unassigned), Acceptance of Payment From a Non-Federal Source for Travel Expenses	3090-AE19
3841	Update of Transportation Documentation and Audit Regulations	3090-AE77
3842	Federal Travel Regulation (FTR) Amendment (Unassigned), Use of Government Aircraft and Government-Negotiated Rental Agreement Automobiles	3090-AE82
3843	FTR Amendment (Unassigned), Last Move Home Benefit for Veterans Affairs Medical Center Directors and Members of the Immediate Family of a Deceased Employee	3090-AF63
3844	Federal Travel Regulation (FTR) Amendment (Unassigned), Increase in Maximum Reimbursement Limitations for Real Estate Sale and Purchase Expenses	3090-AF73
3845	Federal Travel Regulation (FTR) Amendment (Unassigned), Relocation Income Tax (RIT) Allowance Tables	3090-AF78
3846	Federal Travel Regulation (FTR) Amendment (Unassigned), Maximum Per Diem Rates	3090-AF79
3847	Amendment of the FIRMR Provisions To Modify Requirements for Obtaining Delegations of Procurement Authority (Reg Plan Seq. No. 139)	3090-AE71
3848	Implement Requirements for Energy-Efficient Computers	3090-AF03
3849	Amendment of FIRMR Provisions To Ensure Currency and Relevancy	3090-AF31
3850	Amend FIRMR Procedures To Allow Agencies To Screen and Reassign All Excess FIP Resources	3090-AF32
3851	Amendment of FIRMR Provisions Regarding Multi-Agency Use of Contracts for FIP Resources	3090-AF57
3852	Amendment of FIRMR Provisions Regarding the Standard and Optional Forms Program	3090-AF72
3853	Amendment To Revise FIRMR Inventory Provisions	3090-AF74
3854	Amendment of FIRMR Provisions Regarding GSA's Local Telecommunications Program	3090-AF83
3855	Federal Property Management Regulations Part 101-17, Assignment and Utilization of Space (Reg Plan Seq. No. 140)	3090-AD42

GSA**Final Rule Stage (Continued)**

Sequence Number	Title	Regulation Identifier Number
3856	Smoking	3090-AF02

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3857	Warranty Clause for Multiple Award Schedule Contracts	3090-AF45
3858	Nondiscrimination on the Basis of Race, Color, National Origin, and, Where Applicable, Sex	3090-AC49
3859	Enforcement of Nondiscrimination on the Basis of Handicap in Federally-Assisted Programs	3090-AE32
3860	Office Copying Machines	3090-AF08
3861	Criteria for Reporting Excess Personal Property	3090-AF39

Completed Actions

Sequence Number	Title	Regulation Identifier Number
3862	Miscellaneous Changes to the GSAR (CHGE 62)	3090-AF60
3863	Nonprocurement Debarment and Suspension Common Rule To Achieve Reciprocity With Procurement	3090-AF65
3864	General Services Administration Acquisition Regulation; Leasing Real Property (CHGE 60)	3090-AF66
3865	General Services Administration Acquisition Regulation; Leasing Real Property (CHGE 65)	3090-AF67
3866	Contracting Officer Warrant Program (CHGE 64)	3090-AF69
3867	General Services Administration Acquisition Regulation; Electronic Data Interchange (EDI) Orders	3090-AF70
3868	Implementation of Industrial Funding for Federal Supply Schedules (CHGE 61)	3090-AF75
3869	Implementing Federal Acquisition Circular (FAC) 90-29 (CHGE 66)	3090-AF76
3870	GSAR-Small Business (CHGE 63)	3090-AF77
3871	General Services Administration Board of Contract Appeals, Rules of the General Services Administration Board of Contract Appeals	3090-AF62
3872	Removal of Federal Supply Schedule Ordering Instructions	3090-AF09
3873	Use of Contractor for Express Small Package Transportation	3090-AF20
3874	Limiting Carrier Payments to One Address	3090-AF42
3875	Reporting Requirements for Foreign Gifts and Decorations	3090-AF61
3876	Accident and Incident Reporting and Investigation	3090-AF71
3877	Terms and Conditions in Surplus Real Property Disposition Instruments	3090-AF00
3878	Utilization and Disposal of Real Property; Port Facilities	3090-AF34

GENERAL SERVICES ADMINISTRATION (GSA)**Proposed Rule Stage****OFFICE OF ACQUISITION POLICY****3830. REISSUANCE OF THE GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION (GSAR)**

Regulatory Plan: This entry is Seq. No. 136 in Part II of this issue of the Federal Register.

RIN: 3090-AE90

3831. QUALIFICATIONS OF EMPLOYEES WORKING ON BUILDING SERVICE CONTRACTS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 552

Legal Deadline: None

Abstract: The proposed rule would require that the contracting officer require each contractor performing a GSA contract to ensure that each prospective employee, who will

perform work in buildings and/or facilities under GSA control, provide GSA with a copy of criminal history records from each state in which they have resided and a past employment record for the past 10 years. Such records shall be provided to GSA prior to employment by the contractor to perform work in buildings and/or facilities under GSA control.

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Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition Policy (VP), General Services Administration, 18th & F Streets NW., Washington, DC 20405
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RIN: 3090-AF46

3832. FEDERAL SUPPLY SCHEDULE CONTRACTS—COOPERATIVE PURCHASING

Regulatory Plan: This entry is Seq. No. 137 in Part II of this issue of the Federal Register.

RIN: 3090-AF68

INFORMATION TECHNOLOGY SERVICE

3833. • AMENDMENT OF FIRMR PROVISIONS REGARDING LOCAL TELECOMMUNICATIONS SERVICE

Priority: Routine and Frequent

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: This rule will simplify the acquisition of local telecommunications service. It will give Federal agencies procurement authority to acquire local dial tone services when a regulated

utility whose tariffs are established by law is the only source of supply for such services.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
Final Action	09/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Doris Farmer, ADP/Telecommunications Analyst, Center for IT Policy & Regulations Mgt., General Services Administration, Information Technology Service, Washington, DC 20405
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RIN: 3090-AF81

3834. • AMENDMENT TO REVISE THE FIRMR TO REFLECT FAR AND OTHER CHANGES

Priority: Routine and Frequent

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: This rule will revise the FIRMR to make it consistent with recent FAR changes to implement FASA and various administrative changes.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
Final Action	07/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no

paperwork burden associated with this action.

Agency Contact: Doris Farmer, ADP/Telecommunications Analyst, Center for IT Policy & Regulations Mgt., General Services Administration, Information Technology Service, Washington, DC 20405
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RIN: 3090-AF82

3835. • AMENDMENT TO REVISE FIRMR PROVISIONS TO REFLECT GSA ORGANIZATIONAL CHANGES

Priority: Other

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: Various sections of the FIRMR are being revised to reflect new GSA organizational symbols. These changes result from an internal GSA reorganization.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
Final Action	07/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Doris Farmer, ADP/Telecommunications Analyst, Center for IT Policy & Regulations Mgt., General Services Administration, Information Technology Service, Washington, DC 20405
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RIN: 3090-AF84

GENERAL SERVICES ADMINISTRATION (GSA)

Final Rule Stage

OFFICE OF ACQUISITION POLICY

3836. DISCLOSURE AND USE OF PROPRIETARY INFORMATION

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 503; 48 CFR 515; 48 CFR 552

Legal Deadline: None

Abstract: This proposed rule to the General Services Administration Acquisition Regulation (GSAR) would authorize the release of proprietary

information to nongovernment employees in certain circumstances and prescribe a new contract clause entitled "Restrictions on Disclosure of Information" for use in service contracts when the contractor will be authorized access to or use of

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proprietary information in the performance of a contract.

Timetable:

Action	Date	FR Cite
NPRM Comment Period End	08/11/93	58 FR 42715
Final Action	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 3090-AF47

3837. IMPLEMENTATION OF FEDERAL ACQUISITION STREAMLINING ACT

Regulatory Plan: This entry is Seq. No. 138 in Part II of this issue of the Federal Register.

RIN: 3090-AF51

3838. • MISCELLANEOUS CHANGES

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 501; 48 CFR 504; 48 CFR 507; 48 CFR 508; 48 CFR 509; 48 CFR 513; 48 CFR 514; 48 CFR 516; 48 CFR 519; 48 CFR 528; 48 CFR 536; 48 CFR 549; 48 CFR 552; 48 CFR 553

Legal Deadline: None

Abstract: This rule will make a number of miscellaneous revisions to GSAR coverage including updates to reflect GSA organizational changes, deletion of model determinations and findings as unnecessary, deletion of GSA forms as unnecessary, and increases some dollar thresholds associated with internal procedures.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no

statutory requirement. There is no paperwork burden associated with this action.

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RIN: 3090-AF80

3839. • GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION; IMPLEMENTATION OF FAC 90-31 (GSAR 5-403)

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 514; 48 CFR 525; 48 CFR 542

Legal Deadline: None

Abstract: This rule will conform to the Federal Acquisition Regulation (FAR) as amended by Federal Acquisition Circular (FAC) 90-31 which implemented several sections of the Federal Acquisition Streamlining Act of 1994.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 3090-AF85

FEDERAL SUPPLY SERVICE**3840. FEDERAL TRAVEL REGULATION (FTR) AMENDMENT (UNASSIGNED), ACCEPTANCE OF PAYMENT FROM A NON-FEDERAL SOURCE FOR TRAVEL EXPENSES**

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5701 to 5709; EO 11609, 36 FR 13747, 3 CFR 1971 to 1975 Comp, p 586; 31 USC 1353; 40 USC 486(c)

CFR Citation: 41 CFR 301-1; 41 CFR 304-1

Legal Deadline: None

Abstract: This amendment finalizes the interim rule governing the acceptance of payment for travel, subsistence and related expenses from a non-Federal source. This rule supersedes Interim Rule 4, published at 57 FR 53283, November 9, 1992, with request for comments. The economic impact of this amendment is favorable on all Federal agencies.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/09/92	57 FR 53283
Final Action	04/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Larry A. Tucker, Chief, Regulatory Policy Branch (FBXR), Transportation Management Division, General Services Administration, Federal Supply Service, Washington, DC 20406
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RIN: 3090-AE19

3841. UPDATE OF TRANSPORTATION DOCUMENTATION AND AUDIT REGULATIONS

Priority: Other

Legal Authority: 31 USC 3726; 40 USC 486(c)

CFR Citation: 41 CFR 101-41

Legal Deadline: None

Abstract: This regulation will update the policy and procedures governing the audit of payments for domestic and foreign freight transportation services furnished for the account of the United States.

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Timetable:

Action	Date	FR Cite
NPRM	02/18/94	59 FR 8151
NPRM Comment Period End	04/19/94	
Interim Final Rule	12/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: John W. Sandfort, Chief, Policy, Procedures, and Liaison Branch (FWPA), General Services Administration, 18th & F Streets NW., Washington, DC 20405
Phone: 202 219-3164

RIN: 3090-AE77

3842. FEDERAL TRAVEL REGULATION (FTR) AMENDMENT (UNASSIGNED), USE OF GOVERNMENT AIRCRAFT AND GOVERNMENT-NEGOTIATED RENTAL AGREEMENT AUTOMOBILES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5701 to 5709; 31 USC 1353; 40 USC 486(c); EO 11609, 36 FR 13747, 3 CFR, 1971 to 1975 Comp, p 586

CFR Citation: 41 CFR 301-1; 41 CFR 301-2; 41 CFR 301-3

Legal Deadline: None

Abstract: This amendment finalizes the interim rule implementing OMB Circular A-126, revised May 26, 1992, 57 FR 22150, to allow authorization of Federal civilian employee travel by Government aircraft in the conduct of official business. The amendment also modifies the FTR to reflect that the Government car rental program is governed by a negotiated car rental agreement instead of contract. The estimated economic impact of this amendment has not been determined to date.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/18/92	57 FR 54305
Final Action	04/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: None**Government Levels Affected:** Federal

Agency Contact: Larry A. Tucker, Chief, Regulatory Policy Branch (FBXR), Transportation Management Division, General Services Administration, Federal Supply Service, Washington, DC 20406

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RIN: 3090-AE82

3843. FTR AMENDMENT (UNASSIGNED), LAST MOVE HOME BENEFIT FOR VETERANS AFFAIRS MEDICAL CENTER DIRECTORS AND MEMBERS OF THE IMMEDIATE FAMILY OF A DECEASED EMPLOYEE

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5701 to 5709; 5 USC 5721 to 5734; 5 USC 5741 to 5742; 20 USC 905(a); 31 USC 1353; 40 USC 486(c); EO 11609, 36 FR 13747, 3 CFR, 1971 to 1975 Comp, p 586; EO 12466, 49 FR 7349, 3 CFR, 1984 Comp, p 165; EO 12522, 50 FR 26337, 3 CFR, 1985 Comp, p 375

CFR Citation: 41 CFR 301-1; 41 CFR 302-1; 41 CFR 303

Legal Deadline: None

Abstract: This amendment implements provisions of the Jerry Litton Post Office Building Act (PL 103-338), October 6, 1994, which provides "last move home" benefits to members of the immediate family of a Senior Executive Service (SES) career appointee who dies while in service and would otherwise have been eligible for "last move home" benefits. The Act also provides "last move home" benefits for Veterans Affairs medical center directors who are now SES career appointees, but who transferred prior to November 18, 1988, when medical center directors were not in the SES. This amendment also revises FTR provisions to clarify that personal funds and personal frequent flyer mileage may be used to upgrade to first-class transportation accommodations. The estimated annual economic impact of this amendment on all Federal agencies has not been determined to date.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	
Final Action Effective	01/01/97	

Small Entities Affected: None**Government Levels Affected:** Federal

Agency Contact: Larry A. Tucker, Chief, Regulatory Policy Branch (FBXR), Transportation Management Division, General Services Administration, Federal Supply Service, Washington, DC 20406
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RIN: 3090-AF63

3844. FEDERAL TRAVEL REGULATION (FTR) AMENDMENT (UNASSIGNED), INCREASE IN MAXIMUM REIMBURSEMENT LIMITATIONS FOR REAL ESTATE SALE AND PURCHASE EXPENSES

Priority: Routine and Frequent

Legal Authority: 5 USC 5721 to 5734; 20 USC 905(a); EO 11609, 36 FR 13747, 3 CFR, 1971 to 1975, Comp, p 586

CFR Citation: 41 CFR 302-6

Legal Deadline: Final, Statutory, October 1, 1995.

Abstract: This amendment increases the maximum reimbursement limitations for allowable real estate sale and purchase expenses incident to a change of official station. The economic impact of this amendment has not been determined to date.

Timetable:

Action	Date	FR Cite
Final Action	10/01/95	
Final Action Effective	10/01/95	

Small Entities Affected: None**Government Levels Affected:** Federal

Agency Contact: Larry A. Tucker, Chief, Regulatory Policy Branch (FBXR), Transportation Management Division, General Services Administration, Federal Supply Service, Washington, DC 20406
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RIN: 3090-AF73

3845. • FEDERAL TRAVEL REGULATION (FTR) AMENDMENT (UNASSIGNED), RELOCATION INCOME TAX (RIT) ALLOWANCE TABLES

Priority: Routine and Frequent

Legal Authority: 5 USC 5721 to 5734; 20 USC 905(a); EO 11609, 36 FR 13747, 3 CFR, 1971 to 1975 Comp, p 586; EO 12466, 49 FR 7349, 3 CFR, 1984 Comp, p 165

CFR Citation: 41 CFR 302-11**Legal Deadline:** None

Abstract: This amendment provides the annual update to the Federal, State, and Puerto Rico tax tables used in computing relocation income tax

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allowance payments for Federal employees. The estimated economic impact of this amendment has not been determined to date.

Timetable:

Action	Date	FR Cite
Final Action	12/00/95	
Final Action Effective	01/01/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Larry A. Tucker, Chief, Regulatory Policy Branch (FBXR), Transportation Management Division, General Services Administration, Federal Supply Service, Washington, DC 20406
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RIN: 3090-AF78

3846. • FEDERAL TRAVEL REGULATION (FTR) AMENDMENT (UNASSIGNED), MAXIMUM PER DIEM RATES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5702; 5 USC 5707; EO 11609, 36 FR 13747, 3 CFR, 1971 to 1975 Comp, p 586

CFR Citation: 41 CFR 301

Legal Deadline: None

Abstract: Pursuant to the 1995 meal and lodging cost survey, Appendix A at the end of 41 CFR 301 is revised to reflect changes in the listing formerly published in 59 FR 65682, December 20, 1994. The economic impact of this amendment has not been determined to date.

Timetable:

Action	Date	FR Cite
Final Action	12/00/95	
Final Action Effective	01/01/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Vella J. Cloyd, Chief, Program Analysis Branch (FBXP), Transportation Management Division, General Services Administration, Federal Supply Service, Washington, DC 20406
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RIN: 3090-AF79

INFORMATION TECHNOLOGY SERVICE

3847. AMENDMENT OF THE FIRM PROVISIONS TO MODIFY REQUIREMENTS FOR OBTAINING DELEGATIONS OF PROCUREMENT AUTHORITY

Regulatory Plan: This entry is Seq. No. 139 in Part II of this issue of the Federal Register.

RIN: 3090-AE71

3848. IMPLEMENT REQUIREMENTS FOR ENERGY-EFFICIENT COMPUTERS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: Executive Order (E.O.) 12845 required executive agencies to ensure that by October 18, 1993, all acquisitions of microcomputers meet Environmental Protection Agency's "Energy Star" specification for energy efficiency. E.O. 12845 requires agencies to report any exemptions to this requirement to GSA for consolidation in an annual report to the President. An interim rule will be issued to provide specific information on energy efficiency requirements in acquisition and to further implement E.O. 12845.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/07/94	59 FR 952
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Stewart Randall, Management Analyst, Center for IT Policy & Regulations Mgt., General Services Administration, Information Technology Service, 18th & F Streets NW., Washington, DC 20405
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RIN: 3090-AF03

3849. AMENDMENT OF FIRM PROVISIONS TO ENSURE CURRENCY AND RELEVANCY

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: EO 12866 requires Executive agencies to periodically review existing regulations to determine whether they should be modified or eliminated. GSA reviewed the FIRM in line with this requirement and prepared this rule to remove, clarify, or make more flexible various FIRM provisions.

Timetable:

Action	Date	FR Cite
NPRM	12/06/94	59 FR 62695
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Judy Steele, Procurement Analyst, Center for IT Policy & Regulations Mgt., General Services Administration, Information Technology Service, Washington, DC 20405
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RIN: 3090-AF31

3850. AMEND FIRM PROCEDURES TO ALLOW AGENCIES TO SCREEN AND REASSIGN ALL EXCESS FIP RESOURCES

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: Currently, the FIRM requires Governmentwide screening by GSA of Federal Information Processing (FIP) resources with an original acquisition cost of \$1 million or more. This amendment will delegate authority to the agencies to screen all FIP resources. GSA will provide an

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electronic bulletin board to facilitate screening of resources originally valued at \$1 million or more. This proposed change is expected to improve Government efficiency by streamlining the screening process.

Timetable:

Action	Date	FR Cite
NPRM	05/04/95	60 FR 22019
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Stewart Randall, Management Analyst, Center for IT Policy & Regulations Mgt., General Services Administration, Information Technology Service, Washington, DC 20405

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RIN: 3090-AF32

3851. AMENDMENT OF FIRMR PROVISIONS REGARDING MULTI-AGENCY USE OF CONTRACTS FOR FIP RESOURCES

Priority: Routine and Frequent

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: This amendment addresses agencies' concerns regarding the appropriate statutory and regulatory requirements agencies must follow when acquiring Federal information processing resources through another agency's contracts. The provisions of this amendment originally appeared in a notice of proposed rulemaking in the December 7, 1993, Federal Register.

Timetable:

Action	Date	FR Cite
NPRM	12/07/93	58 FR 64389
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Judy Steele, Procurement Analyst, Center for IT

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RIN: 3090-AF57

3852. AMENDMENT OF FIRMR PROVISIONS REGARDING THE STANDARD AND OPTIONAL FORMS PROGRAM

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: This rule revises FIRMR provisions to simplify the management of Standard and Optional Forms, especially the process for obtaining exceptions for the use of these forms.

Timetable:

Action	Date	FR Cite
NPRM	06/01/95	60 FR 28560
Final Action	01/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Stewart Randall, Management Analyst, Center for IT Policy & Regulations Mgt., General Services Administration, Information Technology Service, 18th & F Streets NW., Washington, DC 20405

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RIN: 3090-AF72

3853. AMENDMENT TO REVISE FIRMR INVENTORY PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: NPRM, Statutory, April 30, 1995. Final, Statutory, September 30, 1995.

Abstract: The Federal Acquisition Streamlining Act of 1994 requires the General Services Administration to compile data regarding the procurement of Federal information processing resources. This rule will revise the FIRMR to reflect this statutory requirement.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Doris Farmer, ADP/Telecommunications Analyst, Center for IT Policy & Regulations Mgt., General Services Administration, Information Technology Service, Washington, DC 20405

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RIN: 3090-AF74

3854. • AMENDMENT OF FIRMR PROVISIONS REGARDING GSA'S LOCAL TELECOMMUNICATIONS PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: GSA's consolidated local telecommunications program is being transferred to the FTS 2000 Program. This rule amends the FIRMR to reflect that change.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/95	
Final Action	08/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Doris Farmer, ADP/Telecommunications Analyst, Center for IT Policy & Regulations Mgt., General Services Administration, Information Technology Service, Washington, DC 20405

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Final Rule Stage

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RIN: 3090-AF83

PUBLIC BUILDINGS SERVICE

3855. FEDERAL PROPERTY MANAGEMENT REGULATIONS PART 101-17, ASSIGNMENT AND UTILIZATION OF SPACE

Regulatory Plan: This entry is Seq. No. 140 in Part II of this issue of the Federal Register.

RIN: 3090-AD42

3856. SMOKING

Priority: Other

Legal Authority: 40 USC 486(c), sec 205(c), 63 Stat 390

CFR Citation: 41 CFR 101-20.105-3

Legal Deadline: None

Abstract: Passive environmental tobacco smoke has been classified as a Class A human carcinogen by EPA. Current FPMRs ban smoking in GSA-controlled buildings, except in designated smoking areas determined by the occupant agency head. In view of EPA's classification of passive smoke as a carcinogen, legislation has been introduced in the Congress to ban smoking in Federal buildings and an Executive order is being considered to also ban smoking in the executive branch. Upon enactment of legislation

or issuance of an Executive order, GSA will revise current policy to address the EPA findings.

There should be no costs associated with the implementation of a proposed rule other than the posting of new signs prohibiting smoking.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Joseph I. Gerber, Director, Regional Customer Team 2, Public Buildings Service, General Services Administration, 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-0971

RIN: 3090-AF02

GENERAL SERVICES ADMINISTRATION (GSA)

Long-Term Actions

OFFICE OF ACQUISITION POLICY

3857. WARRANTY CLAUSE FOR MULTIPLE AWARD SCHEDULE CONTRACTS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 546; 48 CFR 552

Legal Deadline: None

Abstract: This proposed change to the General Services Administration Acquisition Regulation (GSAR) would revise section 546.704 to provide guidance to contracting officers concerning the use of warranties in multiple award schedule (MAS) solicitations and resultant contracts; revise the text of the Warranty-Multiple Award Schedule clause at 552.246-73 to provide for greater consistency with the MAS policy of buying commercial products under commercial conditions; and to make other miscellaneous changes in Parts 546 and 552.

Timetable:

Action	Date	FR Cite
NPRM	06/23/94	59 FR 32405
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition Policy, General Services Administration, Washington, DC 20405
Phone: 202 501-3822
Fax: 202 501-3341

RIN: 3090-AF45

OFFICE OF EQUAL EMPLOYMENT OPPORTUNITY

3858. NONDISCRIMINATION ON THE BASIS OF RACE, COLOR, NATIONAL ORIGIN, AND, WHERE APPLICABLE, SEX

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 476; 42 USC 2000d-1; 20 USC 1681

CFR Citation: 41 CFR 101-6.2

Legal Deadline: None

Abstract: The General Services Administration proposes this regulation to implement all of the above cited Federal laws. These statutes prohibit discrimination, in whole or in part, so that no person in the United States shall on the grounds of race, color,

national origin, or sex be excluded from participation in, be denied the benefits of, or be subject to discrimination under any program activity receiving Federal assistance from the General Services Administration. In addition, the objectives of the regulation are to streamline certain administrative procedural requirements by consolidating prohibitions of discrimination into one regulation and to make requirements clear and convenient for applicants and recipients to comply with, as well as making the regulation manageable for GSA to administer.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: James M. Taylor, Program Manager, Office of Equal Employment Opportunity, General Services Administration, 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-0767

RIN: 3090-AC49

3859. ENFORCEMENT OF NONDISCRIMINATION ON THE BASIS OF HANDICAP IN FEDERALLY-ASSISTED PROGRAMS

Priority: Substantive, Nonsignificant

Legal Authority: 29 USC 794

GSA

Long-Term Actions

CFR Citation: 41 CFR 101-8.3**Legal Deadline:** None

Abstract: The General Services Administration (GSA) proposes this regulation to implement the above cited law. This regulation would amend GSA's regulation for enforcement of section 504 of the Rehabilitation Act of 1973, as amended, in federally assisted programs or activities to include a cross-reference to the Uniform Federal Accessibility Standards.

Timetable: Next Action Undetermined**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Federal

Agency Contact: James M. Taylor, Program Manager, Office of Equal Employment Opportunity, General Services Administration, 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-0767

RIN: 3090-AE32

FEDERAL SUPPLY SERVICE

3860. OFFICE COPYING MACHINES**Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 41 CFR 101-25**Legal Deadline:** None

Abstract: Amend the Federal Property Management Regulations to direct all prospective customers to select the most appropriate and economical procurement method through the use of life-cycle cost techniques.

Timetable:

Action	Date	FR Cite
NPRM	07/26/93	58 FR 39720
NPRM Comment Period End	08/25/93	58 FR 39720
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Nicholas Economou, Director, FSS Acquisition Management Center (FCO), General Services Administration, Federal Supply Service, Washington, DC 20406
Phone: 703 305-6936

RIN: 3090-AF08**3861. CRITERIA FOR REPORTING EXCESS PERSONAL PROPERTY****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 41 CFR 101-42; 41 CFR 101-43; 41 CFR 101-44; 41 CFR 101-45**Legal Deadline:** None

Abstract: This regulation establishes revised criteria for reporting excess personal property to GSA, redefines terms, and updates addresses associated with reporting excess personal property. There should be no significant costs to the public as a result of this regulatory action. The rule will provide Federal agencies relief from certain reporting requirements and make identification of property which is to be reported easier for both the reporting and requisitioning activities.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** Federal

Agency Contact: Deidre Huber, Director, Property Management Division (FBP), General Services Administration, Federal Supply Service, Washington, DC 20406
Phone: 703 305-7240

RIN: 3090-AF39

GENERAL SERVICES ADMINISTRATION (GSA)

Completed Actions

3862. MISCELLANEOUS CHANGES TO THE GSAR (CHGE 62)**Priority:** Substantive, Nonsignificant**CFR Citation:** 48 CFR 502; 48 CFR 506; 48 CFR 513; 48 CFR 552**Completed:**

Reason	Date	FR Cite
Final Action	05/02/95	60 FR 21467
Final Action Effective	05/08/95	

Small Entities Affected: None**Government Levels Affected:** None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby
Phone: 202 501-3822

Fax: 202 501-3341

RIN: 3090-AF60**3863. NONPROCUREMENT DEBARMENT AND SUSPENSION COMMON RULE TO ACHIEVE RECIPROCITY WITH PROCUREMENT****Priority:** Other Significant**CFR Citation:** 41 CFR 105-68**Completed:**

Reason	Date	FR Cite
Final Action	06/26/95	60 FR 33036

Small Entities Affected: None**Government Levels Affected:** None

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no

paperwork burden associated with this action.

Agency Contact: Marjorie Ashby
Phone: 202 501-3822
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RIN: 3090-AF65**3864. GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION; LEASING REAL PROPERTY (CHGE 60)****Priority:** Other Significant**CFR Citation:** 48 CFR 552; 48 CFR 570**Completed:**

Reason	Date	FR Cite
Final Action	04/18/95	60 FR 19362
Final Action Effective	04/18/95	

Small Entities Affected: None

GSA

Completed Actions

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby
Phone: 202 501-3822
Fax: 202 501-3341

RIN: 3090-AF66

3865. GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION; LEASING REAL PROPERTY (CHGE 65)

Priority: Other Significant

CFR Citation: 48 CFR 501; 48 CFR 503; 48 CFR 505; 48 CFR 506; 48 CFR 507; 48 CFR 519; 48 CFR 552; 48 CFR 570

Completed:

Reason	Date	FR Cite
Final Action	08/17/95	60 FR 42793
Final Action Effective	08/17/95	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby
Phone: 202 501-3822
Fax: 202 501-3341

RIN: 3090-AF67

3866. CONTRACTING OFFICER WARRANT PROGRAM (CHGE 64)

Priority: Substantive, Nonsignificant

CFR Citation: 48 CFR 501

Completed:

Reason	Date	FR Cite
Final Action	08/07/95	60 FR 40107
Final Action Effective	08/09/95	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby
Phone: 202 501-3822
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RIN: 3090-AF69

3867. GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION; ELECTRONIC DATA INTERCHANGE (EDI) ORDERS

Priority: Substantive, Nonsignificant

CFR Citation: 48 CFR 538; 48 CFR 552

Completed:

Reason	Date	FR Cite
Withdrawn - Incorporated Into RIN 3090-76	08/17/95	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby
Phone: 202 501-3822
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RIN: 3090-AF70

3868. • IMPLEMENTATION OF INDUSTRIAL FUNDING FOR FEDERAL SUPPLY SCHEDULES (CHGE 61)

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 538; 48 CFR 552

Legal Deadline: None

Abstract: This rule amends the GSAR to modify the prescription for the Contractor's Report of Orders Received clause to reflect the new title of the clause and to add a prescription for the new Industrial Funding Fee clause. GSA's Federal Supply Service (FSS) will include the new Industrial Funding Fee clause in FSS solicitations and contracts. The clause provides instructions for remittance of an industrial funding fee based on quarterly sales reported by contractors under FSS contracts.

Timetable:

Action	Date	FR Cite
NPRM	12/27/94	59 FR 66545
NPRM Comment Period End	01/26/95	
Final Action	04/18/95	60 FR 19360
Final Action Effective	04/18/95	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no

paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition Policy (VP), General Services Administration, Washington, DC 20405
Phone: 202 501-3822
Fax: 202 501-3341

RIN: 3090-AF75

3869. • IMPLEMENTING FEDERAL ACQUISITION CIRCULAR (FAC) 90-29 (CHGE 66)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 503; 48 CFR 504; 48 CFR 505; 48 CFR 507; 48 CFR 510; 48 CFR 512; 48 CFR 513; 48 CFR 514; 48 CFR 515; 48 CFR 523; 48 CFR 528; 48 CFR 529; 48 CFR 532; 48 CFR 536; 48 CFR 543; ...

Legal Deadline: None

Abstract: This rule promulgates changes in FAC 90-29 which amended the FAR to address the use of electronic commerce/electronic data interchange in Government contracting and to implement the new simplified acquisition procedures and Federal Acquisition Computer Network (FACNET) requirements of the Federal Acquisition Streamlining Act of 1994.

Timetable:

Action	Date	FR Cite
Final Action	08/17/95	60 FR 42801
Final Action Effective	08/17/95	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition Policy (VP), General Services Administration, Washington, DC 20405
Phone: 202 501-3822
Fax: 202 501-3341

RIN: 3090-AF76

GSA

Completed Actions

3870. • GSAR-SMALL BUSINESS (CHGE 63)**Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 48 CFR 519; 48 CFR 552**Legal Deadline:** None

Abstract: This rule amends the GSAR to remove a provision regarding small business concern representation which is a deviation to the FAR. The deviation is not needed since Federal Acquisition Circular (FAC) 90-23 amended FAR 52.219-1. Miscellaneous revisions are made in regulations on small business and small disadvantaged business concerns to reflect current GSA organizational changes.

Timetable:

Action	Date	FR Cite
Final Action	08/03/95	60 FR 39661
Final Action Effective	08/04/95	

Small Entities Affected: None**Government Levels Affected:** None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition Policy (VP), General Services Administration, Washington, DC 20405
Phone: 202 501-3822
Fax: 202 501-3341

RIN: 3090-AF77**3871. GENERAL SERVICES ADMINISTRATION BOARD OF CONTRACT APPEALS, RULES OF THE GENERAL SERVICES ADMINISTRATION BOARD OF CONTRACT APPEALS****Priority:** Substantive, Nonsignificant**CFR Citation:** 48 CFR 6101**Completed:**

Reason	Date	FR Cite
Final Action	04/04/95	60 FR 17023
Final Action Effective	05/04/95	

Small Entities Affected: Businesses**Government Levels Affected:** Federal

Agency Contact: Wilbur T. Miller
Phone: 202 501-0891

RIN: 3090-AF62**3872. REMOVAL OF FEDERAL SUPPLY SCHEDULE ORDERING INSTRUCTIONS****Priority:** Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 41 CFR 101-26**Completed:**

Reason	Date	FR Cite
Final Action	04/18/95	60 FR 19360
Final Action Effective	04/18/95	

Small Entities Affected: None**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Nicholas Economou
Phone: 703 305-6936

RIN: 3090-AF09**3873. USE OF CONTRACTOR FOR EXPRESS SMALL PACKAGE TRANSPORTATION****Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 41 CFR 101-40**Completed:**

Reason	Date	FR Cite
Final Action	02/07/95	60 FR 7129

Small Entities Affected: None**Government Levels Affected:** Federal

Agency Contact: Jeffrey Thurston
Phone: 703 305-5745

RIN: 3090-AF20**3874. LIMITING CARRIER PAYMENTS TO ONE ADDRESS****Priority:** Other Significant**CFR Citation:** 41 CFR 101-41**Completed:**

Reason	Date	FR Cite
Withdrawn per instructions from Defense Finance & Accounting Service	06/25/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: John W. Sandfort
Phone: 202 219-3164

RIN: 3090-AF42**3875. REPORTING REQUIREMENTS FOR FOREIGN GIFTS AND DECORATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 41 CFR 101-49**Completed:**

Reason	Date	FR Cite
Withdrawn	08/30/95	

Small Entities Affected: None**Government Levels Affected:** Federal

Agency Contact: Deidre Huber
Phone: 703 305-7240

RIN: 3090-AF61**3876. ACCIDENT AND INCIDENT REPORTING AND INVESTIGATION****Priority:** Substantive, Nonsignificant**CFR Citation:** 41 CFR 101-37**Completed:**

Reason	Date	FR Cite
Final Action	01/18/95	60 FR 3547
Final Action Effective	01/18/95	

Small Entities Affected: None**Government Levels Affected:** Federal

Agency Contact: Peter Zuidema
Phone: 703 305-9800

RIN: 3090-AF71**3877. TERMS AND CONDITIONS IN SURPLUS REAL PROPERTY DISPOSITION INSTRUMENTS****Priority:** Other

CFR Citation: 41 CFR 101-47.203-9; 41 CFR 101-47.307-2; 41 CFR 101-47.312

Completed:

Reason	Date	FR Cite
Withdrawn	06/29/95	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

GSA**Completed Actions**

Agency Contact: Marjorie L. Lomax
Phone: 202 501-0052

RIN: 3090-AF00

**3878. UTILIZATION AND DISPOSAL
OF REAL PROPERTY; PORT
FACILITIES**

Priority: Substantive, Nonsignificant

CFR Citation: 41 CFR 101-47.203-5; 41
CFR 101-47.204-1; 41 CFR 101-47.303-

2; 41 CFR 101-47.308-2; 41 CFR 101-
47.308-10; 41 CFR 101-47.4905; 41 CFR
101-47.4906

Completed:

Reason	Date	FR Cite
Final Action	07/11/95	60 FR 35706
Final Action Effective	07/11/95	

Small Entities Affected: None

Government Levels Affected: State,
Local, Federal

Agency Contact: Stanley C. Langfeld
Phone: 202 501-1737

RIN: 3090-AF34

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